

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 38292 OF 2025
IN
FIRST APPEAL NO. 616 OF 2024**

Magma General Insurance Company Ltd. ... Applicant/
Appellant

versus

Shakil Babu Shaikh And Anr. Respondents

.....

Mr. Pandit Kasar, Advocate for the Applicant/Appellant.

SONALI
SATISH
KILAJE

Digitally signed
by SONALI
SATISH KILAJE
DN: cn=SONALI
SATISH KILAJE,
o=SONALI SATISH
KILAJE, email=sonali.satish.kilaje@gmail.com, c=IN

CORAM : R. M. JOSHI, J.

DATE : 15th DECEMBER, 2025.

P.C. :

1. Learned counsel for the appellant submits that the appeal came to be dismissed against respondent Nos. 1 and 2 for not taking steps to serve them. He therefore seeks dispensation of the notice of the present application.
2. Since respondent Nos. 1 and 2 were not served with the notice of this Court, notice of the present application is dispensed with.
3. Learned counsel for the appellant undertakes to take steps to serve these respondents within 8 weeks.
4. Statement is accepted as undertaking. In view of this, application stands allowed.

5. Appeal stands restored against respondent Nos. 1 and 2.
6. It is clarified that if no steps are taken against these respondents within aforesaid time, this order shall stand vacated and the appeal stands dismissed.

(R. M. JOSHI, J.)